

Teledial America, Inc.

TELEDIAL AMERICA, INC.

K.P.S.C. - Tariff No. 1

Original Sheet 1

TITLE SHEET

KENTUCKY TELECOMMUNICATIONS TARIFF

This tariff contains the descriptions, regulations, and rates applicable to the furnishing of service and facilities for telecommunications services provided by TELEDIAL AMERICA, INC., hereinafter in the text of this tariff referred to as "TELEDIAL AMERICA" with principal offices at 250 Monroe N.W., Suite 650, Grand Rapids, MI 49503. This tariff applies for services furnished within the Commonwealth of Kentucky. This tariff is on file with the Kentucky Public Service Commission, and copies may be inspected, during normal business hours, at the Company's principal place of business.

PUBLIC SERVICE COMMISSION  
OF KENTUCKY  
EFFECTIVE

SEP 29 1993

PURSUANT TO 807 KAR 5.011,  
SECTION 9 (1)

BY: *Shirley A. Bell*  
PUBLIC SERVICE COMMISSION MANAGER

ISSUED: March 16, 1993

Effective: July 27, 1993

ISSUED BY:

John J. Verpoort, Vice President  
TELEDIAL AMERICA, INC.  
250 Monroe N.W., Suite 650  
Grand Rapids, MI 49503-2215

CHECK SHEET

Sheets 1 through 19 inclusive of this tariff are effective as of the date shown at the bottom of the respective sheet(s). Original and revised sheets as named below comprise all changes from the original tariff and are currently in effect as of the date on the bottom of this page.

| <u>SHEET</u> | <u>REVISION</u> |
|--------------|-----------------|
| 1            | Original        |
| 2            | Original        |
| 3            | Original        |
| 4            | Original        |
| 5            | Original        |
| 6            | Original        |
| 7            | Original        |
| 8            | Original        |
| 9            | Original        |
| 10           | Original        |
| 11           | Original        |
| 12           | Original        |
| 13           | Original        |
| 14           | Original        |
| 15           | Original        |
| 16           | Original        |
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| 18           | Original        |
| 19           | Original        |

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SECTION 9 (1)

BY: *Glenn Delle*  
PUBLIC SERVICE COMMISSION MANAGER

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ISSUED BY:

John J. Verpoort, Vice President  
TELEDIAL AMERICA, INC.  
250 Monroe N.W., Suite 650  
Grand Rapids, MI 49503-2215  
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PURSUANT TO 807 KAR 5:011,  
SECTION 9 (1)

BY: *Sharon Heller*  
PUBLIC SERVICE COMMISSION MANAGER

---

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TELEDIAL AMERICA, INC.  
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Grand Rapids, MI 49503-2215  
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SYMBOLS

The following are the only symbols used for the purposes indicated below:

D - Delete or Discontinue.

I - Change Resulting In An Increase to A Customer's Bill.

M - Moved From Another Tariff Location.

N - New.

R - Change Resulting In A Reduction to A Customer's Bill.

T - Change In Text or Regulation But No Change In Rate or Charge.

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BY: Charles Delle  
PUBLIC SERVICE COMMISSION MANAGER

---

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John J. Verpoort, Vice President  
TELEDIAL AMERICA, INC.  
250 Monroe N.W., Suite 650  
Grand Rapids, MI 49503-2215  
TELEDIAL AMERICA, INC.

TARIFF FORMAT

- A. Sheet Numbering - Sheet numbers appear in the upper right corner of the sheet. Sheets are numbered sequentially. However, new sheets are occasionally added to the tariff. When a new sheet is added between sheets already in effect, a decimal is added. For example, a new sheet added between sheets 14 and 15 would be 14.1.
- B. Sheet Revision Numbers - Revision numbers also appear in the upper right corner of each sheet. These numbers are used to determine the most current sheet version on file with the KPSC. For example, the 4th revised Sheet 14 cancels the 3rd revised Sheet 14. Because of various suspension periods, deferrals, etc. the KPSC follows in their tariff approval process, the most current sheet number on file with the Commission is not always the tariff page in effect. Consult the Check Sheet for the sheet currently in effect.
- C. Paragraph Numbering Sequence - There are nine levels of paragraph coding. Each level of coding is subservient to its next higher level:

2.  
2.1.  
2.1.1.  
2.1.1.A.  
2.1.1.A.1.  
2.1.1.A.1.(a).  
2.1.1.A.1.(a).I.  
2.1.1.A.1.(a).I.(i).  
2.1.1.A.1.(a).I.(i).(1). PUBLIC SERVICE COMMISSION  
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BY: *Sharon Diller*  
PUBLIC SERVICE COMMISSION MANAGER

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TELEDIAL AMERICA, INC.  
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TARIFF FORMAT (Cont'd.)

- D. Check Sheets - When a tariff filing is made with the KPSC, an updated Check Sheet accompanies the tariff filing. The Check Sheet lists the sheets contained in the tariff, with a cross reference to the current revision number. When new sheets are added, the Check Sheet is changed to reflect the revision. All revisions made in a given filing are designated by an asterisk (\*). There will be no other symbols used on this sheet if these are the only changes made to it (i.e., the format, etc. remains the same, just revised revision levels on some sheets). The tariff user should refer to the latest Check Sheet to find out if a particular sheet is the most current on file with the KPSC.

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BY: *Shirley J. Hester*  
PUBLIC SERVICE COMMISSION MANAGER

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TELEDIAL AMERICA, INC.  
250 Monroe N.W., Suite 650  
Grand Rapids, MI 49503-2215

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SECTION 1 - TECHNICAL TERMS AND ABBREVIATIONS

Access Line - An arrangement which connects the customer's location to a TELEDIAL AMERICA switching center.

Authorization Code - A numerical code, one or more of which are available to a customer to enable him/her to access the carrier, and which are used by the carrier both to prevent unauthorized access to its facilities and to identify the customer for billing purposes.

Company or Carrier - TELEDIAL AMERICA, INC., or "TELEDIAL AMERICA".

Customer - The person, firm, corporation or other entity which orders service and is responsible for payment of charges due and compliance with the company's tariff regulations.

Day - From 8:00 AM up to but not including 5:00 PM local time Monday through Friday.

Evening - From 5:00 PM up to but not including 11:00 PM local time Sunday through Friday.

Holidays - TELEDIAL AMERICA's recognized holidays are New Year's Day, Independence Day, Labor Day, Thanksgiving Day and Christmas Day.

LEC - Local Exchange Company

Night/Weekend - From 11:00 PM up to but not including 8:00 AM Sunday through Friday, and 8:00 AM Saturday up to but not including 5:00 PM Sunday.

Operator Services - The automated interface services or the live operator intervention services provided in connection with placing an Operator Assisted call.

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BY: George Deller  
PUBLIC SERVICE COMMISSION MANAGER

SECTION 2 - RULES AND REGULATIONS

2.1 Undertaking of TELEDIAL AMERICA, INC.

TELEDIAL AMERICA's services and facilities are furnished for communications originating at specified points within the Commonwealth of Kentucky under terms of this Tariff.

TELEDIAL AMERICA installs, operates, and maintains the communication services provided herein under in accordance with the terms and conditions set forth under this Tariff. It may act as the customer's agent for ordering access connection facilities provided by other carriers or entities, as legally defined in Kentucky Public Service Commission, when authorized by the customer; to allow connection of a customer's location to the TELEDIAL AMERICA network. The customer shall be responsible for all charges due for such service arrangement.

2.2 Limitations

2.2.1 Service is offered subject to the availability of facilities and the provisions of this Tariff.

2.2.2 TELEDIAL AMERICA reserves the right to discontinue furnishing service, or limit the use of service necessitated by conditions beyond its control; or when the customer is using service in violation of the law or the provisions of this Tariff.

2.2.3 All facilities provided under this Tariff are directly controlled by TELEDIAL AMERICA and the customer may not transfer or assign the use of service or facilities, except with the express written consent of The Company. Such transfer or assignment shall only apply where there is no interruption of the use or location of the service or facilities.

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BY: George Della  
PUBLIC SERVICE COMMISSION MANAGER

SECTION 2 - RULES AND REGULATIONS (Cont'd.)

2.2 Limitations (Cont'd.)

2.2.4 Prior written permission from The Company is required before any assignment or transfer. All regulations and conditions contained in this Tariff shall apply to all such permitted assignees or transferees, as well as all conditions for service.

2.3 Liabilities of The Company

2.3.1 TELEDIAL AMERICA's liability for damages arising out of mistakes, interruptions, omissions, delays, errors, or defects in the transmissions occurring in the course of furnishing service or facilities, and not caused by the negligence of its employees or its agents, in no event shall exceed an amount equivalent to the proportionate charge to the customer for the period during which the aforementioned faults in transmission occur.

2.3.2 TELEDIAL AMERICA shall be indemnified and held harmless by the customer against:

- (A) Claims for libel, slander, or infringement of copyright arising out of the material, data, information, or other content transmitted over The Company's facilities.
- (B) All other claims arising out of any act or omission of the customer in connection with any service or facility provided by TELEDIAL AMERICA.

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SECTION 9 (1)

BY: Shirley D. Miller  
PUBLIC SERVICE COMMISSION MANAGER

SECTION 2 - RULES AND REGULATIONS (Cont'd.)

2.4 Interruption of Service

2.4.1 Credit allowance for the interruption of service which is not due to The Company's testing or adjusting, negligence of the customer, or to the failure of channels or equipment provided by the customer, are subject to the general liability provisions set forth in 2.3.1 herein. It shall be the obligation of the customer to notify The Company immediately of any interruption in service for which a credit allowance is desired. Before giving such notice, the customer shall ascertain that the trouble is not being caused by any action or omission by the customer with his control, or is not in wiring or equipment, if any, furnished by the customer and connected to The Company's facilities. The Company's service and facilities are provided on a monthly basis, unless ordered on a longer basis and are provided 24 hours per day, 7 days per week.

2.4.2 For purposes of credit computation, every month shall be considered to have 720 hours.

2.4.3 No credit shall be allowed for an interruption of a continuous duration of less than two hours.

2.4.4 The customer shall be credited for an interruption of two hours or more at the rate of 1/720th of the monthly charge for the facilities affected for each hour or major fraction thereof that the interruption continues.

Credit Formula:      Credit =  $\frac{A}{720} \times B$

"A" - outage time in hours.

"B" - total monthly charge for affected facility.

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SECTION 2 - RULES AND REGULATIONS (Cont'd.)

2.5 Restoration of Service

The use and restoration of service shall be in accordance with the priority system specified in part 64, subpart D of the Rules and Regulations of the Federal Communications Commission.

2.6 Returned Checks

If Company receives a check from a Customer in payment for service rendered or for any other reason of indebtedness and which is returned from the bank due to insufficient or uncollected funds, closed account, apparent tampering, missing signature or endorsement, or for any other reason, The Company shall apply a service charge of \$10.00.

The charge shall be applied to Customer's monthly billing in addition to any other charges which may apply under this Tariff. Payment rendered by check, which is subsequently dishonored shall not constitute payment until such time as repayment is made by valid means.

2.7 Deposits

The Company does not require a deposit from the customer.

2.8 Taxes

All state and local taxes (i.e., gross receipts tax, sales tax, municipal utilities tax) are listed as separate line items and are not included in the quoted rates.

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SECTION 9 (1)

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SECTION 3 - DESCRIPTION OF SERVICE

3.1 Teledial 1+ Service

Standard outbound service available from any exchange in an equal access. This service has no fees or usage minimums. Calls are rounded to six (6) seconds; eighteen (18) second minimum call duration. Volume discounts are offered based on monthly usage.

3.2 Teledial Ultra 2 Service

Outbound service utilizing dedicated access lines (DAL) leased from local telephone company. Calls are rounded to six (6) seconds. Monthly recurring charge for the DALs is equal to the price Teledial is charged by the customer's local telephone company ("LEC pass-thru").

3.3 Ultra 800 Toll Free Service

3.3.1 Inbound service terminating at customer premise via standard business lines.

This service requires no equipment. Calls are rounded to six (6) seconds; thirty (30) second minimum call duration. Volume discounts are offered based on monthly usage.

3.3.2 Inbound service terminating at customer premises via dedicated access line (DAL).

This service requires dedicated access lines. Monthly recurring charge for the dedicated access lines is equal to the price Teledial is charged by the customer's local telephone company (LEC pass-thru). Calls are rounded to six (6) seconds; thirty (30) second minimum call duration.

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SECTION 3 - DESCRIPTION OF SERVICE (Cont'd.)

3.4 Teledial Travel Service

For use by customers when away from home or office. Allows customers to gain access to their long distance service from anywhere nationally to anywhere nationally services via discount service billed back to users office account. Volume discounts are offered based on monthly usage.

3.5 Operator Services for pre-subscribed customers

Operator services are offered to customers pre-subscribed to the Company. Operator service-assisted calls are timed according to Section 3.6. Billing is in one minute increments and no customer will be billed for an uncompleted call. This service includes the completion of collect, station to station, person to person, and calling card calls by TELEDIAL AMERICA's operators. All operator services to customers who have pre-subscribed to TELEDIAL AMERICA's services or who have a contractual or working relationship with the Company are charged the rates for operator assistance as outlined in Section 4.5.

3.6 Timing of Calls

The customer's long distance usage charge is based on the actual usage of TELEDIAL AMERICA's network. Usage begins when the called party picks up the receiver. When the called party picks up is determined by hardware answer supervision in which the local telephone company sends a signal to the switch or the software utilizing audio tone detection. A call is terminated when the calling party hangs up.

3.7 Calculation of Distance

Usage charges for all mileage sensitive products are based on the airline distance between rate centers associated with the originating and terminating points of the call.

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SECTION 3 - DESCRIPTION OF SERVICE (Cont'd.)

3.7 Calculation of Distance (Cont'd.)

The airline mileage between rate centers is determined by applying the formula below to the vertical and horizontal coordinates associated with the rate center involved. The Company uses the rate centers and associated vertical and horizontal coordinates that are produced by Bell Communications Research in their NPA-NXX V & H Coordinates Tape and Bell's NECA Tariff No. 1 4.

FORMULA:

$$\sqrt{\frac{(V1 - V2)^2 + (H1 - H2)^2}{10}}$$

EXAMPLE: Distance between Miami and New York City -

|            | <u>V</u> | <u>H</u> |
|------------|----------|----------|
| Miami      | 8,351    | 529      |
| New York   | 4,997    | 1,408    |
| Difference | 3,354    | -879     |

Square and add: 11,249,316 + 772,641 = 12,021,957

Divide by 10 and round: 12,021,957 / 10 = 1,202,195.70  
= 1,202,196

Take square root and round: 1,202,196 = 1,096.4  
= 1,097 miles

3.8 Minimum Call Completion Rate

A customer can expect a call completion rate of not less than 99% during peak use periods for all FGD services.

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SECTION 4 - RATES

4.1 Teledial 1+ Service - Kentucky

Usage charge per minute:  
Day \$ .2200  
Evening/Night/Weekend .1750

Volume Discounts:

| <u>Monthly Usage</u> | <u>Retroactive Discount</u> |
|----------------------|-----------------------------|
| \$ 0 - \$ 200        | 0.0%                        |
| \$ 200 - \$ 1,000    | 6.5%                        |
| \$ 1,000 - \$ 3,000  | 12.5%                       |
| \$ 3,000 +           | 15.0%                       |

4.2 Teledial Ultra 2 Service

Usage charge per minute:  
Day \$ .12  
Evening/Night/Weekend .10

Recurring monthly service charge \$ 50.  
Installation charge: LEC pass-thru of DAL.

4.3 Ultra 800 Toll Free Service

4.3.1 Inbound service terminating at customer premise via standard business lines:

Usage charge per minute:  
Day \$ .1950  
Evening/Night/Weekend .1475

Recurring monthly service charge \$ 10.

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SECTION 4 - RATES (Cont'd.)

4.3 Ultra 800 Toll Free Service (Cont'd.)

4.3.2 Inbound service terminating at customer premises via dedicated access line (DAL):

Usage charge per minute:  
Day \$ .1950  
Evening/Night/Weekend .1475

Recurring monthly service charge \$ 10.  
Install charge: LEC pass-thru of DAL.

4.4 Teledial Travel Service

Usage charge per minute:  
Day \$ .27  
Evening/Night/Weekend .21

Volume Discounts:

| <u>Monthly Usage</u> | <u>Discount</u> |
|----------------------|-----------------|
| \$ 0 - \$ 249.99     | 0.0%            |
| \$ 250 +             | 10.0%           |

4.5 Operator Services for pre-subscribed customers

4.5.1 Operator Services charges

Customer dialed calling card \$ .80  
Station to station 1.75  
Person to person 3.50  
Operator dialed surcharge .75

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SECTION 4 - RATES (Cont'd.)

4.5 Operator Services for pre-subscribed customers (Cont'd.)

4.5.2 Usage Rates - Day

| <u>Rate<br/>mileage</u> | <u>1st<br/>min.</u> | <u>Add'l<br/>min.</u> |
|-------------------------|---------------------|-----------------------|
| 1 - 10                  | \$ .2200            | \$ .1800              |
| 11 - 16                 | .2200               | .1800                 |
| 17 - 22                 | .2200               | .1900                 |
| 23 - 30                 | .2200               | .1900                 |
| 31 - 55                 | .2500               | .2500                 |
| 56 - 85                 | .2900               | .2900                 |
| 86 - 124                | .2900               | .2900                 |
| 125 - 196               | .2900               | .2900                 |
| 197 - 292               | .3400               | .3400                 |
| 293 - 430               | .3400               | .3400                 |

4.5.3 Usage Rates - Evening

| <u>Rate<br/>mileage</u> | <u>1st<br/>min.</u> | <u>Add'l<br/>min.</u> |
|-------------------------|---------------------|-----------------------|
| 1 - 10                  | \$ .1650            | \$ .1350              |
| 11 - 16                 | .1650               | .1350                 |
| 17 - 22                 | .1650               | .1425                 |
| 23 - 30                 | .1650               | .1425                 |
| 31 - 55                 | .1875               | .1875                 |
| 56 - 85                 | .2175               | .2175                 |
| 86 - 124                | .2175               | .2175                 |
| 125 - 196               | .2175               | .2175                 |
| 197 - 292               | .2550               | .2550                 |
| 293 - 430               | .2550               | .2550                 |

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SECTION 4 - RATES (Cont'd.)

4.5 Operator Services for pre-subscribed customers (Cont'd.)

4.5.4 Usage Rates - Night/Weekend

| <u>Rate<br/>mileage</u> | <u>1st<br/>min.</u> | <u>Add'l<br/>min.</u> |
|-------------------------|---------------------|-----------------------|
| 1 - 10                  | \$ .1298            | \$ .1062              |
| 11 - 16                 | .1298               | .1062                 |
| 17 - 22                 | .1298               | .1121                 |
| 23 - 30                 | .1298               | .1121                 |
| 31 - 55                 | .1475               | .1475                 |
| 56 - 85                 | .1711               | .1711                 |
| 86 - 124                | .1711               | .1711                 |
| 125 - 196               | .1711               | .1711                 |
| 197 - 292               | .2006               | .2006                 |
| 293 - 430               | .2006               | .2006                 |

4.6 Special Promotions and Discounts

The Company will, from time to time, offer special promotions to its customers, waiving certain charges. These promotions, will be for the purposes of bettering the overall service to the customer. These promotions require KPSC approval, and will not run longer than 90 days in any twelve (12) month period.

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BY: [Signature]  
PUBLIC SERVICE COMMISSION

SECTION 4 - RATES (Cont'd.)

4.7 Exemptions and Special Rates

4.7.1 Discounts for Hearing Impaired Customers

A telephone toll message which is communicated using a telecommunications device for the deaf (TDD) by properly certified hearing or speech impaired persons or properly certified business establishments or individuals equipped with TDDs for communicating with hearing or speech impaired persons will receive, upon request, credit on charges for certain intrastate toll calls placed between TDDs. The credit to be given on a subsequent bill for such calls placed between TDDs will be equal to applying the evening rate during business day hours and the night/weekend rate during the evening rate period. Discounts do not apply to surcharges or per call add on charges for operator services when the call is placed by a method that would normally incur the surcharge.

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TELEDIAL AMERICA, INC.  
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